

1001 G Street, N.W.
Suite 500 West
Washington, D.C. 20001
tel. 202.434.4100
fax 202.434.4646

Writer's Direct Access
Timothy A. Doughty
(202) 434-4271
doughty@khlaw.com

July 22, 2019

Via ECFS

Marlene J. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street SW
Washington, DC 20554

**Re: Commonwealth Edison Company's Responses to Complainant Crown
Castle Fiber LLC's First Set of Interrogatories (Proceeding Number 19-
170; Bureau ID Number EB-19-MD-005)**

Ms. Dortch:

Please find attached the Confidential Version of Commonwealth Edison Company's Responses to Complainant Crown Castle Fiber LLC's First Set of Interrogatories in Proceeding Number 19-170; Bureau ID Number EB-19-MD-005. Also included are three staff courtesy copies.

Sincerely,



Timothy A. Doughty
Attorney for Commonwealth Edison Company

Enclosures

cc: Rosemary McEnery, Enforcement Bureau
Adam Suppes, Enforcement Bureau

PUBLIC VERSION

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

_____)	
)	
Crown Castle Fiber LLC)	
<i>Complainant,</i>)	
)	Proceeding Number 19-170
v.)	Bureau ID Number EB-19-MD-005
)	
Commonwealth Edison Company,)	
<i>Defendant</i>)	
_____)	

**COMMONWEALTH EDISON COMPANY’S SECOND SET OF RESPONSES
TO COMPLAINANT’S FIRST SET OF INTERROGATORIES**

Defendant Commonwealth Edison Company (“ComEd”), pursuant to Section 1.730 of the Commission’s Rules, 47 C.F.R. §1.730, submits the following Responses to the First Set of Interrogatories of Complainant Crown Castle Fiber LLC (“Crown Castle”) to ComEd related to its Rate Complaint captioned above (the “Complaint”).

INTERROGATORIES

INTERROGATORY NO. 1:

Identify the amount of the total excess accumulated deferred income tax (“excess ADIT”) amounts created by the federal Tax Cuts and Jobs Act of 2018 (TCJA), including any amounts recorded in FERC Accounts 190, 281, 282, and 283, that have been or will be transferred or recorded in special regulatory liability accounts (including but not limited to FERC Account 254) for 2017 and 2018. Please also identify each of the specific accounts to which the excess ADIT amounts have been or will be transferred or recorded in, and the related debited or credited amounts for each such account.

RESPONSE: ComEd objects to providing a response for the reasons stated in its June 26, 2019 Objections.

INTERROGATORY NO. 2:

Identify Your amortization periods for the return of excess ADIT to ratepayers for protected and unprotected categories.

RESPONSE: ComEd objects to providing a response for the reasons stated in its June 26, 2019 Objections.

INTERROGATORY NO. 3:

Identify any projections calculated by ComEd of the impact of the company's TCJA related adjustments to ADIT on future pole attachment rents.

RESPONSE: ComEd objects to providing a response for the reasons stated in its June 26, 2019 Objections.

INTERROGATORY NO. 4:

For each year from 2012 to 2018, identify the number of distribution poles that were solely owned by ComEd in Illinois.

RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, please see Exhibit A to this Response.

INTERROGATORY NO. 5:

For each year from 2012 to 2018, identify the number of distribution poles that were jointly owned by ComEd with another entity, including specifically AT&T.

RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, please see Exhibit A to this Response.

INTERROGATORY NO. 6:

For each year from 2012 to 2018, identify, as a percentage, ComEd's ownership interest in distribution poles that ComEd jointly owned with any other entity, including specifically AT&T.

RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, please see Exhibit A to this Response.

INTERROGATORY NO. 7:

For each year from 2012 to 2018, identify the number of poles included by ComEd in FERC Account 364 broken down by pole height. If ComEd includes this information in its continuing property records (CPR), please provide the information in the same format in which it is included in ComEd's CPR.

RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, please see Exhibit A to this Response. ComEd does not assert this is the same format as might be in its CPR.

INTERROGATORY NO. 8:

For each year from 2012 to 2018, provide the aggregated total of ComEd's capital costs and associated depreciation reserve for appurtenances included in FERC Account 364.

RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, ComEd will respond to this Interrogatory if and when it obtains such information.

INTERROGATORY NO. 9:

Explain whether ComEd now invoices or at any point since 2013 invoiced Crown Castle, including Sunesys, Lighttower, and Crown Castle NG Central, for pole attachments in advance or in arrears, and for what billing period (i.e., calendar year).

PUBLIC VERSION

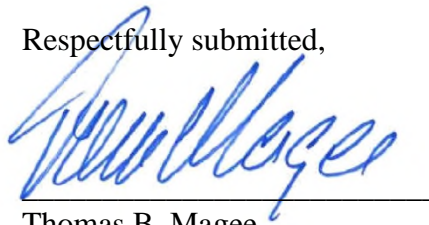
RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, ComEd billed Crown Castle for pole attachments in or around June of 2017 for the June 1, 2016 to May 31 2017 billing period, and billed Crown Castle for pole attachments in or around June of 2018 for the June 1, 2017 to May 31, 2018 billing period.

INTERROGATORY NO. 10:

If You contend that Crown Castle, including Sunesys, Lighttower, and Crown Castle NG Central, has not paid You in full for any annual pole attachment rental, identify the invoice or invoices that you contend has not paid in full.

RESPONSE: Consistent with and without waiving its June 26, 2019 Objections, ComEd will respond to this Interrogatory if and when it obtains such information.

Respectfully submitted,



Thomas B. Magee
Timothy A. Doughty
Keller and Heckman LLP
1001 G Street NW
Suite 500 West
Washington, DC 20001
(202) 434-4100 (phone)
(202) 434-4646 (fax)
magee@khlaw.com
doughty@khlaw.com

Attorneys for Commonwealth Edison Company

July 20, 2019

**AFFIRMATION
OF
BRADLEY R. PERKINS,
COMMONWEALTH EDISON COMPANY**

I, Bradley R. Perkins, do affirm as follows:

1. My name is Bradley R. Perkins. I serve as Assistant General Counsel at Commonwealth Edison Company ("ComEd"); and
2. I attest that the information identified in ComEd's Response to Complainant Crown Castle Fiber LLC's First Set of Interrogatories in the Rate Complaint was gathered under my supervision.

Executed on July 22, 2019



Bradley R. Perkins
Assistant General Counsel
Commonwealth Edison Company

PUBLIC VERSION

CONFIDENTIAL VERSION

EXHIBIT A

REDACTED

REDACTED

CERTIFICATE OF SERVICE

I, Timothy A. Doughty, hereby certify that on this 22nd day of July 2019, a true and authorized copy of Commonwealth Edison Company's Second Set of Responses to Complainant Crown Castle Fiber LLC's First Set of Interrogatories was served on the parties listed below via electronic mail and was filed with the Commission via ECFS and via Hand Delivery (Confidential Version).

Marlene J. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street SW
Washington, DC 20554
ecfs@fcc.gov

(By ECFS for Public Version)

(By Hand Delivery for Confidential Version)

Adam Suppes
Federal Communications Commission
Enforcement Bureau
445 12th Street SW
Washington, DC 20554
Adam.Supes@fcc.gov

Ryan Appel
Davis Wright Tremaine LLP
1919 Pennsylvania Avenue NW, Suite 800
Washington, DC 20006
ryanappel@dwt.com

Rosemary McEnery
Federal Communications Commission
Enforcement Bureau
445 12th Street SW
Washington, DC 20554
Rosemary.McEnery@fcc.gov

T. Scott Thompson
Davis Wright Tremaine LLP
1919 Pennsylvania Avenue NW, Suite 800
Washington, DC 20006
scottthompson@dwt.com

Maria T. Browne
Davis Wright Tremaine LLP
1919 Pennsylvania Avenue NW, Suite 800
Washington, DC 20006
MariaBrowne@dwt.com

/s/

Timothy A. Doughty